

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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INSTEAD INC., a California
Corporation,

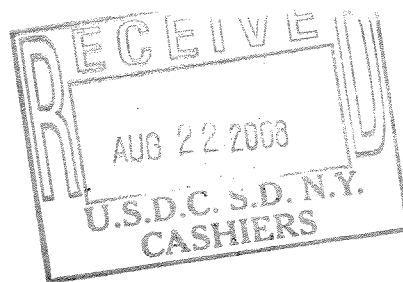
Plaintiff,

v.

ReProtect, Inc., a Delaware corporation, Dr. Richard
Cone and Dr. Thomas Moench,

Defendants.
----- X

Civil Action No.: 08 CV 5236 (DC)



AFFIDAVIT OF SERVICE

STATE OF NEW YORK)
) ss.:
COUNTY OF NEW YORK)

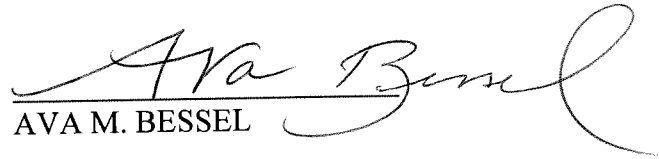
AVA M. BESSEL, being duly sworn, deposes and says:

Deponent is not a party to the action, is over 18 years of age and resides at 400
East 50th Street, New York, NY 10022.

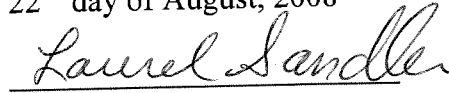
That on the 22nd day of August, 2008, deponent caused to be served a copy of the
Amended Complaint upon all counsel of record at their last address as follows via hand
delivery:

Eric J. Lobenfeld and Dillon Kim
Hogan & Hartson L.L.P.
875 Third Avenue
New York, NY 10022

the attorneys authorized to accept service on behalf of the defendants..


AVA M. BESSEL

Sworn to before me this
22nd day of August, 2008



Notary Public

LAUREL SANDLER
Notary Public, State of New York
No. 4768358
Qualified in Nassau County
Certificate Filed in Nassau County
Commission Expires Sept. 30, 20__